Attendance in court of the Additional District Magistrate, Padmanabhapuram.

79. *Mr. P. Padmanabhan Tampi: Will the Government be pleased to state the usual time at which the Additional District Magistrate, Padmanabhapuram, attends court and the time when he leaves it?

Rao Sahib Dr. N. Kunjan Pillai: The Additional District Magistrate, Padmanabhapuram, usually attends the court at the court time and leaves the court after 5 P. M., except when he is not at headquarters in connection with inspection of sites, etc.

Mr. M. N. Paramesvaran Pillai: May I know when the Court time begins?

Rao Shaib Dr. N. Kunjan Pillai: I believe it is from 11 o' clock.

Mr. M. N. Paramesvaran Pillai: May I know whether the Magistrate has got any chamber work?

Rao Sahib Dr. N. Kunjan Pillai: Yes, he has.

Mr. M. N. Paramesvaran Pillai: May I know whether he is usually attending the Bench at 11 o' clock?

Rao Sahib Dr. N. Kunjan Pillai: He goes to the court at 11 'o clock, attends to the chamber work first and then takes up the trial of cases.

President. Chamber work is part of the court work, I think.

C. C. No. 77 of 1110 on the file of the Additional District Magistrate's Court, Padmanabhapuram.

80. *Mr. P. Padmanabhan Tampi: Will the Government be pleased to state:

(*a*) the date of filing of C. C. No. 77 of 1110 in the Additional District Magistrate's Court, Padmanabhapuram;

(*b*) the Section under the Penal Code of the offence;

(*c*) the name of the accused;

(*d*) the date of disposal; and

(*e*) the grounds for disposal?

Rao Sahib Dr. N. Kunjan Pillai: (*a*) 30th Vrischikam, 1110.

(*b*) 407. T. P. C.

(*c*) V. Sreedharan Pillai.

(*d*) 13th Makaram 1110.

(*e*) Want of *bona fides* in the allegations against the accused and also want of interest of the complainant in the matter of his complaint as evidenced by his non-appearance before the court on the

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[Rao Shaib Dr. N. Kunjan Pillai.]

date of hearing of the case and not rendering the necessary help to the Police in the matter of conducting the search of the house of the accused in spite of the request made by the Police.

Mr. S. Piraviperumal Pillai: May I know what that case C. C. No. 77 of 1110 is?

Rao Sahib Dr. N. Kunjan Pillai: It is a case under Section 407, T. P. C.

President: What more can you ask?

Conduct of Excise cases.

81. ***Mr. G. Narayana Aiyar:** Will the Government be pleased to state:

(*a*) whether the Excise Department is engaging vakils for the conduct of prosecutions and appeals in excise cases;

(*b*) whether vakils thus engaged are paid fees by the Excise Department; and

(*c*) if so, what was the amount that was thus paid in 1109?

Mr. C. O. Madhavan: (*a*) Yes; occasionally when the nature of the case demands the services of a professional lawyer.

(*b*) Yes.

(*c*) Rs. 575.

Mr. G. Narayana Aiyar: May I know the number of Excise cases that come up annually?

Mr. C. O. Madhavan: I claim notice.

Mr. G. Narayana Aiyar: May I know the average duration of each Excise case?

Mr. C. O. Madhavan: It has not been calculated.

Mr. G. Narayana Aiyar: May I know whether it is not advisable to detach the preventive staff from the collection staff?

Mr. C. O. Madhavan: That is a very important question.

President: That is a question of policy.

Mr. G. Narayana Aiyar: May I know from the member whether, when the Excise staff attends to the conduct of cases, it seriously interferes with the collection work?

President: It is a question of opinion.

Mr. M. N. Paramesvaran Pillai: May I know from the member whether he is aware that in such cases the Excise Inspectors engage Vakils privately?

President: What is the meaning of the word 'privately' there?

Mr. M. N. Paramesvaran Pillai: The Excise Inspectors who conduct cases sometimes engage vakils paying from their own pockets.

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